

1 WEIL, GOTSHAL & MANGES LLP
 2 Edward R. Reines (135960)
 (edward.reines@weil.com)
 3 Derek C. Walter (246322)
 (derek.walter@weil.com)
 4 Michele A. Gauger (281769)
 (michele.gauger@weil.com)
 5 Aaron Y. Huang (261903)
 (aaron.huang@weil.com)

6 Silicon Valley Office
 201 Redwood Shores Parkway
 7 Redwood Shores, CA 94065
 Telephone: (650) 802-3000
 8 Facsimile: (650) 802-3100

9 Attorneys for Plaintiffs
 10 VERINATA HEALTH, INC.
 and
 11 THE BOARD OF TRUSTEES OF THE
 LELAND STANFORD JUNIOR
 UNIVERSITY

12 UNITED STATES DISTRICT COURT

13 NORTHERN DISTRICT OF CALIFORNIA

14 SAN FRANCISCO DIVISION

15 VERINATA HEALTH, INC. and THE) Case No. 3:12-cv-05501-SI
 16 BOARD OF TRUSTEES OF THE LELAND)
 STANFORD JUNIOR UNIVERSITY,)
 17 Plaintiffs,)
 18 v.)
 19 ARIOSA DIAGNOSTICS, INC. and)
 20 LABORATORY CORPORATION OF)
 AMERICA HOLDINGS,)
 21 Defendants.)
 22
 23
 24
 25
 26
 27
 28



1 Pursuant to the Court's February 13, 2013 docket entry resetting the claim construction
 2 hearing date and the Amended Civil Minutes ordering the submission of a patent schedule in this
 3 case, Plaintiffs Verinata Health, Inc. ("Verinata") and The Board of Trustees of the Leland
 4 Stanford Junior University ("Stanford"), and Defendants Ariosa Diagnostics, Inc. ("Ariosa") and
 5 Laboratory Corporation of America Holdings ("LabCorp"), jointly submit this statement and
 6 stipulation regarding the claim construction schedule.

7 **I. PRELIMINARY STATEMENT**

8 The parties in this action have met and conferred, and have agreed to the claim
 9 construction schedule presented below. The schedule is based upon the technology tutorial and
 10 claim construction hearing dates set by the Court, and largely follows the Patent Local Rules for
 11 the interim deadlines.

12 **II. STIPULATED CLAIM CONSTRUCTION SCHEDULE**

13	Event	14	Date
15	Invalidity Contentions and accompanying document production by accused infringer	16	March 22, 2013
17	Patent L.R. 3-3 & 3-4	18	
19	Exchange of Proposed Terms and Claim Elements for Construction	20	April 5, 2013
21	Patent L.R. 4-1	22	
23	Exchange of Preliminary Claim Constructions and Extrinsic Evidence	24	April 19, 2013
25	Patent L.R. 4-2	26	
27		28	

Event	Date
Filing of Joint Claim Construction and Pre-Hearing Statement Patent L.R. 4-3	May 3, 2013
Status Conference - Discuss Tutorial Mechanics - Discuss Markman Hearing Mechanics	May 24, 2013 at 3:00 p.m., subject to the Court's availability ¹
Completion of Claim Construction Discovery Patent L.R. 4-4	May 31, 2013
Opening Claim Construction Brief by Patentee Patent L.R. 4-5(a)	June 5, 2013
Responsive Claim Construction Brief by Accused Infringer(s) Patent L.R. 4-5(b)	July 3, 2013
Reply Claim Construction Brief by Patentee Patent L.R. 4-5(c)	July 17, 2013
Technology Tutorial	July 31, 2013 at 3:30 p.m.
Claim Construction Hearing Patent L.R. 4-6	August 7, 2013 at 3:30 p.m.

//

¹ The parties understand that the Court has ordered that the claim construction-related issues raised in the parties' February 20 and 21, 2013 letters to the Court will be addressed at a Case Management Conference on April 19, 2013. Dkt. No. 35. The parties to the instant action respectfully propose a status conference to discuss tutorial and claim construction hearing mechanics following the filing of the joint claim construction and pre-hearing statement on May 3, 2013 in this action. Such conference may be, at the discretion of the Court, in lieu of or in addition to the April 19 conference. Of course, if the Court wishes to discuss tutorial and claim construction hearing mechanics on April 19 in light of the information available by that date, the parties will be prepared to do so.

1 Dated: February 27, 2013

Respectfully submitted,

2 IRELL & MANELLA LLP

3

4 Dated: February 27, 2013

By: /s/ Andrei Iancu

5 Andrei Iancu

6 Attorneys for Defendants Ariosa
7 Diagnostics, Inc. and Laboratory
8 Corporation of America Holdings

9

10 Dated: February 27, 2013

11 WEIL, GOTSHAL & MANGES LLP

12

13 By: /s/ Edward R. Reines

14 Edward R. Reines

15 Attorneys for Plaintiffs
16 Verinata Health, Inc. and The Board
17 of Trustees of the Leland Stanford
18 Junior University

19

20

21

22

23

24

25

26

27

28

CERTIFICATION

29 I, Andrei Iancu, am the ECF User whose identification and password are being used to file
30 this Stipulation. In compliance with General Order 45.X.B, I hereby attest that Edward R. Reines
31 has concurred in this filing.